



UNITED STATES
PATENT AND
TRADEMARK OFFICE

UNDER SECRETARY OF COMMERCE FOR INTELLECTUAL PROPERTY
AND DIRECTOR OF THE UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
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INTELLECTUAL PROPERTY PRACTICE GROUP
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#16

In re Application of :
Richard L. Hagan et al :
Serial No.: 09/294,298 : WITHDRAWAL OF ABANDONMENT
Filed: April 19, 1999 :
Attorney Docket No.: 48235(1699) :

This is in response to applicant's petition under 37 CFR § 1.181, filed August 30, 2001, requesting revival of the above-identified application based on timely filing of a response to an Office action. The delay in acting on this petition is regretted.

A review of the file history shows the examiner mailed an Office action to applicants on January 31, 2001, setting a three month shortened statutory period for reply. Upon failure to receive a reply a Notice of Abandonment was mailed to applicants on August 10, 2001. Applicants state that a reply was mailed to the Office on April 10, 2001, as stated in the appended Certificate of Mailing and as evidenced by an Office date-stamped postcard showing receipt by the Office on April 12, 2001. In view of the evidence presented it is concluded that applicants timely replied to the Office action. In view thereof the Notice of Abandonment is hereby withdrawn and the application restored to pending status with the mailing of this decision.

Applicant's petition is **GRANTED**.

The application will be forwarded to the examiner for further consideration.

Should there be any questions with regard to this decision, please contact William R. Dixon, Jr., by mail addressed to Director, Technology Center 1600, Washington, D.C. 20231, or by telephone at (703) 308-3824 or by facsimile transmission at (703) 305-7230.


Bruce M. Kisliuk

Director, Technology Center 1600